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IN THE UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MOHAMED ALI, an Individual;
Plaintiff,;

Plaintiff,

vs.

VITACOST.COM, INC., a Foreign
Corporation; DOES 1 through 25, inclusive;
and ROE CORPORATIONS 1 through 25,
inclusive,

Defendants.

Defendants.

CASE NO.: 2:23-cv-01078-JAD-BNW

**STIPULATION AND ORDER TO
REQUEST EARLY NEUTRAL
EVALUATION AND TO STAY
DISCOVERY**

Plaintiff Mohamed Ali ("Plaintiff") and Defendant Vitacost.com, Inc. ("Vitacost") stipulate and agree as follows:

WHEREAS, under Local Rule 16-6, this case includes claims listed in Local Rule 16-6(a) and should be sent to an early neutral evaluation within 30 days of this submission;

WHEREAS, the parties are hopeful that the case will be resolved at the early neutral evaluation;

WHEREAS, for judicial efficiency and to minimize expenditures on behalf of the parties, the parties request that the court stay discovery pending potential resolution of the early neutral evaluation;

WHEREAS, under Local Rule 26-3, the only discovery served to date is Plaintiff's First Set of Interrogatories, Requests for Production of Documents, and Requests for Admissions, which were served on October 5, 2023;

WHEREAS, under Local Rule 26-3, the parties anticipate the following discovery (at a minimum) to be completed if the early neutral evaluation is unsuccessful:

Plaintiff:

- Rule 30(b)(6) Deposition of Vitacost

Vitacost:

- Deposition of Plaintiff
- Serve on Plaintiff First Set of Interrogatories and Requests for Production of documents
- Respond to Plaintiff's First Set of Interrogatories and Requests for Admissions.

WHEREAS, this stipulation is for good cause and not for purposes of delay.

IT IS SO STIPULATED.

Dated: 11/16/23

Dated: 11/16/23

/s/ Karl O. Riley

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Attorney for Defendant Vitacost.com, Inc.

Attorneys for Plaintiff Mohamed Ali

ORDER

For good cause appearing,

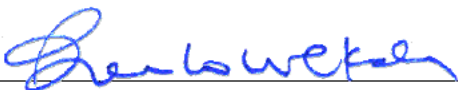
IT IS ORDERED that this court be submitted to an early neutral evaluation, which will be ordered under separate cover;

IT IS FURTHER ORDERED for judicial and the parties' economy, this case is stayed pending resolution of the scheduled early neutral evaluation;

IT IS FURTHER ORDERED that the Clerk of the Court randomly assign a magistrate judge to conduct the Early Neutral Evaluation.

IT IS SO ORDERED.

Dated: 11/17/2023


UNITED STATES MAGISTRATE JUDGE